

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

OSAMA E. ELDEEB	:	
	:	
Plaintiffs,	:	CIVIL ACTION
	:	NO. 08-3625
v.	:	
	:	
JOHN E. POTTER, POSTMASTER	:	
GENERAL, UNITED STATES POSTAL	:	
SERVICE	:	
	:	
Defendants.	:	

ORDER

AND NOW, this 8th day of December 2009, upon consideration of Defendant's Motion to Dismiss (Doc. #5) and Plaintiff's Response (Doc. #14), it is **ORDERED** that the Defendant's Motion is **GRANTED** as follows:

1) Plaintiff's Title VII claim based on an allegedly hostile work environment is dismissed without prejudice; and

2) Plaintiff's Title VII claim based on his alleged "assignment to hazardous work" is dismissed for failure to exhaust mandatory administrative remedies.

It is further **ORDERED** that Plaintiff shall have leave to amend his complaint by January 18, 2010.

s/Anita B. Brody

ANITA B. BRODY, J.

Copies **VIA ECF** on _____ to: Copies **MAILED** on _____ to: